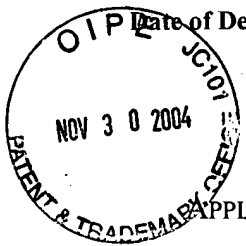


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Attorney Docket No. 22596-531



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Jiang et al.

SERIAL NUMBER : 09/975,776

EXAMINER : Frederick F. Krass

FILING DATE : October 10, 2001

ART UNIT : 1614

FOR : PHARMACEUTICAL COMPOSITIONS CONTAINING  $\beta$ -LAPACHONE, OR  
DERIVATIVES OR ANALOGS THEREOF, AND METHODS OF USING SAME

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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**NOTICE OF APPEAL**

Pursuant to 37 C.F.R. §1.191, Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Examiner's August 25, 2004 Office Action finally rejecting the claims in the above-identified application. A check (# 19693) in the amount of \$170.00 for filing this Notice is enclosed herewith as required under 37 C.F.R. §1.17(b).

Applicants have concurrently filed a petition and fee for a three-month extension of time. With the extension, the Notice of Appeal is due on or before December 25, 2004.

The Commissioner is authorized to charge any additional fees that may be due, or credit any overpayment to Deposit Account No. 50-0311, Reference No. 22596-531. A duplicate copy of this Notice is enclosed.

Respectfully submitted,

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Dated: November 30, 2004

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